

The biweekly E-News Update features current information on the Divisions of Air Quality, Waste and Hazardous Substances, and Water regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates. For those of you who are receiving the E-News Update for the first time, the subscription is FREE! Please sign up at the following link under the Divisions of Air Quality and Waste and Hazardous Substances at:

<http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx>

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UPCOMING AIR, WASTE, & WATER-RELATED HEARINGS, MEETINGS, & EVENTS

PUBLIC HEARING REGARDING THE A-1 AUTO PARTS SITE (DE-1172)-Pursuant to 7 Del. C. §9109(a) (3) of the Hazardous Substance Cleanup Act (HSCA), the Department of Natural Resources and Environmental Control (DNREC)-Site Investigation and Restoration Section (SIRS) has rescheduled a public hearing for **May 7**, beginning at 10:00 a.m. in the Pat Ellis Conference Room at the offices of DNREC, 391 Lukens Drive, New Castle, Delaware 19720. The hearing will address the A-1 Auto Parts Site (Site) located at 410 Garasches Lane in Wilmington. DNREC originally advertised that the public hearing would be held on March 19 at the offices of DNREC, but was recently contacted by the Site owner's counsel to negotiate a Consent Decree to address the performance and payment for a Remedial Investigation/Feasibility Study (RI/FS) to be performed at the Site without the need for an enforcement action. Thus, DNREC agreed to postpone the public hearing to allow enough time to negotiate a Consent Decree. Nevertheless, DNREC will continue to proceed through an enforcement action at a public hearing on May 7 unless the Consent Decree is signed, pursuant to §9109(a) (3) of HSCA, to require a remediation of the Site. Please contact the project manager, Karissa Hendershot or Qazi Salahuddin at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2258&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PUBLIC HEARING-The Department of Natural Resources and Environmental Control (DNREC), Division of Air Quality (DAQ), will conduct a public hearing on a proposed state implementation plan (SIP) revision, entitled "Delaware Reasonably Available Control Technology (RACT) State Implementation Plan (SIP) under the 2008 Ozone National Ambient Air Quality Standard (NAAQS)." According to Section 182(b)(2) of CAA, Delaware is required to submit to EPA in July 2014 a SIP revision to demonstrate that Delaware has implemented necessary RACT control measures for stationary emission sources of volatile organic compounds (VOC) and oxides of nitrogen (NOx) in Delaware for implementation, maintenance, and enforcement of the 2008 ozone NAAQS. In the subject document, DAQ (1) reviews and analyzes Delaware's SIP-related RACT regulations, (2) establishes RACT NOx emission limits for two units at Delaware City refinery, and (3) determines that the ozone RACT control measures meet the CAA's RACT requirements for the 50 ton-per-year (TPY) major VOC sources and for the 100 TPY major NOx sources, and (4) demonstrates that Delaware's ozone RACT regulations represent the current RACT levels under the 2008 ozone NAAQS. The public hearing will be held on **June 2** beginning at 6:00 p.m. in the DNREC Auditorium, 89 Kings Highway, Dover, DE 19901. The document will be published in the May 1 issue of Delaware Register of Regulations, and can be viewed after publication at <http://regulations.delaware.gov/register/may2014/>.

For additional information, please contact Frank Gao in New Castle at , e-mail

Frank.Gao@state.de.us, or David Fees in Dover at , e-mail David.Fees@state.de.us; or

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2308&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE OF PUBLIC HEARING TITLE V SYNTHETIC MINOR PERMIT APPLICATION-Notice is hereby given that Diamond Materials LLC has submitted an application pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 to relocate an existing crusher from 924 South Heald Street to 200 Marsh Lane, New Castle, DE. Diamond Materials requests a limit of 708 hours of operation per year. This limit is necessary to restrict Diamond Materials potential to emit air pollutants, and the limit will be enforceable by the EPA and the state. Total estimated emissions from the facility are 4.85 TPY of NOX, 0.17 TPY of CO, 0.05 TPY of THC's, 0.36 TPY of PM10, and 0.004 TPY of SO2. The Department of Natural Resources and Environmental Control, Division of Air Quality, will conduct a public hearing on the application and the draft permit Permit: APC-2014/0060. The public hearing will be held at 6 pm on **June 3** at the DNREC office located at 391 Lukens Drive, New Castle, Pat Ellis/Conf. Room B. The application, the "draft" permit, Permit: APC-2014/0060, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the "draft" permit may be inspected at the offices of the Division of Air Quality, 655 S. Bay Road, Suite 5N, Dover, or 715 Grantham Lane, New Castle. To submit comments, for additional information or for an appointment to inspect the application and draft permit, please contact Tammy Henry, in the Grantham Lane Office at (302) 323-4542. Statements and testimony may be presented orally or in written form before the hearing. It is requested that those interested in presenting statements register in advance by mail. Written statements may be presented prior to the hearing and should be addressed to:
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2307&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE OF PUBLIC HEARING CHANGE OF LOCATION -The Department of Natural Resources and Environmental Control, Division of Air Quality, will conduct a public hearing on an application and the draft permit Permit: APC-2014/0060 submitted by Diamond Materials pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 to relocate an existing crusher from 924 South Heald Street to 200 Marsh Lane, New Castle, DE. The public hearing is scheduled to be held at 6 pm on **June 3**. The location has now changed from the DNREC office located at 391 Lukens Drive, New Castle, Pat Ellis/Conf. Room B. to the to the Minquale Fire Company, 129 E. Hazeldell Ave., New Castle, DE 19720. Division of Air Quality Blue Hen Corporate Center 655 S. Bay Road, Suite 5 N Dover, DE 19901 (302) 739-9402; or visit:
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2315&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WATER SUPPLY COORDINATING COUNCIL MEETING - The Council will hold a meeting on **June 4** from 10am to 12pm at the Kent County Administration Complex, Conference Rooms 220 A&B, 555 Bay Road, Dover, DE, 19901. Dover, DE 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit:
<http://egov.delaware.gov/pmc/Event/Details/23126>

HSCA ADVISORY COMMITTEE (FORMERLY BROWNFIELDS ADVISORY COMMITTEE) – The Committee will hold a public meeting on **June 5** from 9:30am-11:30am at the Dover Public Library, 35 Loockerman Plaza, Dover, DE 19901. For additional information, please contact Christina Wirtz at (302) 395-2600 or visit:
<http://egov.delaware.gov/pmc/Event/Details/23858>

SOURCE WATER PROTECTION CITIZEN TECHNICAL ADVISORY COMMITTEE MEETING - The Committee will hold a meeting on **June 12** from 9am to 12pm at the Kent County Administration Complex, Conference Rooms 220 A&B, 555 Bay Road, Dover, DE, 19901. Dover,

DE 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit: <http://egov.delaware.gov/pmc/Event/Details/22082>

DOCUMENTS AVAILABLE FOR PUBLIC COMMENT OR APPEAL

SITE INVESTIGATION AND RESTORATION SECTION – The Division’s Site Investigation and Restoration Section (SIRS) is responsible for the identification, evaluation and remediation of sites in Delaware that have had past releases of hazardous substances. The Section manages the contaminated sites under three major programs in accordance with the Hazardous Substance Cleanup Act (HSCA). The three programs are the Brownfields Development Program, the Voluntary Cleanup Program (VCP) and the HSCA Enforcement Program (for sites requiring enforcement action).

The Brownfields Development Program encourages the cleanup and redevelopment of vacant, abandoned or underutilized properties, which may be contaminated. A party seeking to develop such a property negotiates with SIRS for a Brownfields Development Agreement (BDA) to perform an investigation and, if necessary, a remedial action or remedy, for the purpose of addressing the risks posed by past releases of hazardous substances at these sites. However, a BDA is only available to parties that are not current site owners. The Voluntary Cleanup Program (VCP) Agreement is available to site owners, who want to clean up their sites and are already liable as a potentially responsible party for the site. Proposed and final plans of remedial action are available online at: <http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx> under “Announcements.” For site-specific information, please see DNREC’s Environmental Navigator at <http://www.nav.dnrec.delaware.gov/DEN3>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE FORMER PEP-UP OU-2 (Groundwater) (DE-1571) - The Department invites public comment on a proposal to clean up the Former Pep-Up Operable Unit 2 (Site). Former Pep-Up OU-2 Site (Site) consists of the groundwater contamination beneath the site. The property is located at 302 and 310 North Race Street in Georgetown. The comment period ends on **May 6**. For additional information, please contact Rick Galloway, Project Manager, or Robert Newsome, Public Information Officer, at ; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2298&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE GEORGETOWN COAL GAS OU-2(DE-0188) The Department invites public comment on a proposal to clean up the Georgetown Coal Gas Operable Unit 2 (OU-2). Georgetown Coal Gas OU-2 site (Site) consists of the groundwater contamination beneath the site. The Georgetown Coal Gas property is located along North Race Street between Pepper Street and New Street in Georgetown. The comment period ends on **May 6**. For additional information, please contact Rick Galloway, Project Manager, or Robert Newsome, Public Information Officer, at ; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2297&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE DEEMERS BEACH SITE (DE-1324)-Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA), this notification will expire on **May 13**. DNREC’s Site Investigation and Restoration Section is negotiating a BDA with Port Deemer, LLC regarding the Deemers Beach Site, located at East River Road and East Grantham Lane in New Castle. Identified by New Castle County as tax parcel numbers 10-035.00-043 and 10-036.00-009, the 43.6 acre Site may have had a release of hazardous substances as a result of past use as an industrial facility. For more information please contact

Project Manager, Larry Jones, at ; or visit: <http://www.nav.dnrec.delaware.gov/DEN3>.
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2303&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE FORMER GEORGE GRAY
ELEMENTARY SCHOOL SITE (DE-1138)**

The Department invites public comment on a proposal to clean up the Former George Gray Elementary School Site located at 2200 Locust Street in Wilmington. The Site soils contain elevated concentrations of PAHs and metals in soils related to historical filling with coal ash and other materials. The comment period ends on **May 19**. For additional information, please contact Larry Jones, Project Manager, or Robert Newsome, Public Information Officer, at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2309&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT
FOR THE 3022-3028 NEW CASTLE AVENUE SITE (DE-1577)**

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA). DNREC's Site Investigation and Restoration Section is negotiating a BDA with New Castle County regarding the 3022-3028 New Castle Avenue Site (Site), located at 3022-3028 New Castle Avenue in New Castle. Identified by New Castle County as tax parcel numbers 10-010.00-018, 10-010.00-017 and 10-010.20-534, the 12.89 acre Site may have had a release of hazardous substances as a result of past use as a car sales/repair business and material storage facility. This notification will expire on May 20. For more information, please contact Project Manager, Kate Durant at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2311&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTIFICATION OF NEGOTIATIONS CONCERNING A VOLUNTARY CLEANUP PROGRAM
AGREEMENT FOR THE OYSTER HOUSE VILLAGE SITE (DE-1573)**

- Pursuant to the June 2000 amendment to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. § 9107 (a)(1), the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice announcing the onset of negotiations concerning Voluntary Cleanup Program (VCP) Agreements, as well as any voluntary settlement agreements requiring a remedy, between DNREC and potentially responsible parties. The amendment states that DNREC must provide "public notification within 20 days after entering into negotiations for a voluntary cleanup settlement agreement with any person that agrees to perform a remedy." The Site Investigation and Restoration Section (SIRS), on behalf of DNREC, initiated the VCP in February 1995 in an effort to lessen the time and cost required in cleaning up contaminated sites by reducing litigation. VCP Agreements are available, upon application to DNREC, to potentially responsible parties or prospective purchasers who may be liable for the contamination of a property, but who wish to settle their liabilities with DNREC under HSCA. DNREC is negotiating a VCP Agreement with Sunrise Ventures, LLC regarding the Oyster House Village Site located at Oyster House Road in Rehoboth, Delaware. Sussex County identifies the approximately 4.3 acre Site as tax parcel numbers 3-34-19.08-42.00, -42.01, -44.00, and 3-34-19.12.4.00 and -4.01. This notification will expire on **May 20**. For additional information, please contact Chelsea Halley @ ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2310&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT
FOR THE FORMER MIKE'S MINI MART SITE (DE-1578)**

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA). DNREC's Site Investigation and Restoration Section is negotiating a BDA with DR Holdings, LLC regarding the Former Mike's Mini Mart Site (Site), located at 1454 Frederica Road in Frederica. Identified by Kent County as tax parcel number 8-08-141.70-01-07.01, the 0.3 acre Site may have had a release of hazardous substances as a result of past use as a gas station. This notification will expire on **May 23**. Learn more about this Site by contacting the Project Manager, Rick Galloway at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2319&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE 5/26; FINAL PLAN OF REMEDIAL ACTION FOR THE FORMER COMMONS BOULEVARD SUNOCO SITE (DE-1514)

- The Department has adopted a plan regarding the clean-up of the Former Commons Boulevard Sunoco Site located in New Castle. The Site groundwater is contaminated with benzene and a monitoring plan will be implemented. DNREC issued public notice of the Proposed Plan for the Former Commons Boulevard Sunoco Site on April 6. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this notice, expiring on **May 26**. For additional information, please contact Stephanie Scholl, Project Manager, or Robert Newsome, Public Information Officer, at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2325&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE, FINAL PLAN OF REMEDIAL ACTION FOR THE SUSSEX CO LANDFILL #1 – BRIDGEVILLE (DE-0122)

- The Department has adopted a plan regarding the clean-up of Sussex County Landfill #1 Bridgeville located in Bridgeville, DE. Groundwater monitoring will continue on an annual basis. DNREC issued public notice of the Proposed Plan for Sussex County Landfill #1 on March 19. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this notice, expiring on **May 26**. For additional information, please contact Krystal A. Stanley, Project Managers, or Robert Newsome, Public Information Officer, at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2324&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE FINAL PLAN OF REMEDIAL ACTION FOR THE SUSSEX CO LANDFILL #2 – STOCKLEY (DE-0129)

-The Department has adopted a plan regarding the clean-up of Sussex County Landfill #2 Stockley located in Stockley, DE. Groundwater monitoring will continue on an annual basis. DNREC issued public notice of the Proposed Plan for Sussex County Landfill #2 on March 19. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this notice, expiring on **May 26**. For additional information, please contact Krystal A. Stanley, Project Managers, or Robert Newsome, Public Information Officer, at

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2323&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE FINAL PLAN OF REMEDIAL ACTION FOR THE SUSSEX CO LANDFILL #3 – ANGOLA (DE-0130)

-The Department has adopted a plan regarding the clean-up of Sussex County Landfill #3 Angola located in Angola, DE. Groundwater monitoring will continue on an annual basis. DNREC issued public notice of the Proposed Plan for Sussex County Landfill #3 on March 19. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this

notice, expiring on **May 26**. In the event the twentieth day falls on a weekend or holiday the final date to appeal will be the next business day. For additional information, please contact Krystal A. Stanley, Project Managers, or Robert Newsome, Public Information Officer, at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2322&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE FINAL PLAN OF REMEDIAL ACTION FOR THE SUSSEX CO LANDFILL #6 – OMAR (DE-0123)

The Department has adopted a plan regarding the clean-up of Sussex County Landfill #6 Omar located in Omar, DE. Groundwater monitoring will continue on an annual basis. DNREC issued public notice of the Proposed Plan for Sussex County Landfill #6 on March 19. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this notice, expiring on **May 26**. For additional information, please contact Krystal A. Stanley, Project Managers, or Robert Newsome, Public Information Officer, at

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2321&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE FINAL PLAN OF REMEDIAL ACTION FOR THE SUSSEX CO LANDFILL #4 – ANDERSON CROSSROADS (DE-0106)

The Department has adopted a plan regarding the clean-up of Sussex County Landfill #4 Anderson Crossroads located in Andersons Crossroads, DE. Groundwater monitoring will continue on an annual basis. DNREC issued public notice of the Proposed Plan for Sussex County Landfill #4 on March 19. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan for a period of, twenty (20) days from the date of this notice, expiring **May 26**. In the event the twentieth day falls on a weekend or holiday the final date to appeal will be the next business day. For additional information, please contact Krystal A. Stanley, Project Managers, or Robert Newsome, Public Information Officer, at ; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2320&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF PUBLIC COMMENT PERIOD FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE 800 FOULK ROAD SITE (DE-1572)

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA) and within twenty days after executing a Brownfields Development Agreement. DNREC's Site Investigation and Restoration Section negotiated a BDA with Fulton Bank regarding the 800 Foulk Road Site, located at 800 Foulk Road in Wilmington. Identified by New Castle County as tax parcel number 06-101.00-447, the 0.44 acre Site may have had a release of hazardous substances as a result of use as a gas station. Section 9126 also provides a twenty day written comment period following the execution of the BDA. The public comment period begins on Monday, May 5 and will close at the end of the business day (4:30 p.m.) on Tuesday, **May 27**. Learn more about this Site by contacting Tiffany Neumann at

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2314&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

LEGAL NOTICE PUBLIC HEARING REGARDING THE A-1 AUTO PARTS SITE (DE-1172)

Pursuant to 7 Del. C. §9109(a)(3) of the Hazardous Substance Cleanup Act (HSCA), the Department of Natural Resources and Environmental Control (DNREC)-Site Investigation and Restoration Section (SIRS) has rescheduled a public hearing for Wednesday, **June 25** beginning at 10:00 a.m. in the Pat Ellis Conference Room at the offices of DNREC-SIRS, 391 Lukens Drive, New Castle, Delaware 19720. The hearing will address the A-1 Auto Parts Site (Site) located at

410 Garasches Lane in Wilmington. DNREC advertised that the public hearing would be held on May 7, but was recently contacted by the Site owner's counsel to negotiate a Consent Decree to address the performance and payment for a Remedial Investigation/Feasibility Study (RI/FS) to be performed at the Site without the need for an enforcement action. Thus, DNREC agreed to postpone the public hearing to allow enough time to negotiate a Consent Decree. Nevertheless, DNREC will continue to proceed through an enforcement action at a public hearing on **June 25** unless the Consent Decree is signed, pursuant to §9109(a)(3) of HSCA, to require a remediation of the Site. For more Site-specific information please contact the project manager, Karissa Hendershot or Qazi Salahuddin at ; or visit:
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2313&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - GROUND WATER DISCHARGES

LEGAL NOTICE-On-Site Systems Advisory Board (OSSAB) Representative Interest

(WATER)-With the promulgation of the Regulations Governing the Design, Installation and Operation of On-Site Wastewater Treatment and Disposal Systems (Regulations), the GWDS is soliciting those Class B & C designers interested in applying for consideration to become a member of the On-Site Systems Advisory Board (OSSAB) representing your peers. The successful candidate will serve a three year term. The term begins July 1 and expires June 30, 2017. The OSSAB meets the first Wednesday of every month in the DNREC R & R Building. The OSSAB handles all matters involving licensure of on-site professionals performing work within the State of Delaware. Some duties include, but are not limited to, reviewing new license applications, enforcement issues, license revocation, policy adoption, etc. OSSAB members serve at the discretion of the Secretary and make recommendations on behalf of the DNREC licensed professionals to the Secretary. The Regulations require notification of licensee's 60 days prior to term expiration via the above mentioned methods and by way of this letter. The complete details regarding the OSSAB may be found in Section 4.14 of the Regulations. If you would like to apply for the Class B or the Class C designer representative on the OSSAB, please submit a written request along with an updated resume by **May 15** to: DNREC/GWDS, OSSAB Licensing Coordinator, Dawn Dryden, 89 Kings Highway, Dover, DE 19901; or visit:
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2304&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Spray Irrigation Permit

New Castle County Department of Special Services has applied to the Ground Water Discharges Section for an amendment of their spray irrigation permit. State Permit No. LTS-3005-93-06 allows New Castle County Department of Special Services to operate and maintain a wastewater spray irrigation system at Water Farm # 1, Odessa, New Castle County, Delaware for the land application of treated domestic wastewater. The wastewater treatment facility and spray fields are located between Delaware Route 9 and County Road 299, South of County Road 424, New Castle County, Delaware. The requested amendment is to allow for the distribution of treated wastewater to an agricultural field in accordance with Delaware Code Title 3, Chapter 23, Section 2301. The agricultural field is known as the Smith Farm (Tax Map Number 14-008.00-045) and is located at 390 Old Sate Road in Odessa Delaware. 5-19
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2316&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - SURFACE WATER DISCHARGES – The Division of Water hereby gives notice that the applications below have been received. For additional information or to inspect the applications, please contact Brian Churchill in Surface Water Discharges, 89 Kings Highway, Dover, DE 19901; or by phone at (302) 739-9946. **This notification expires May 22.**

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2300&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

Agricultural Utilization Permit – Request for Permit Renewal - Mountaire Farms of Delaware, Inc.:

Mountaire Farms of Delaware, Inc. has requested renewal of their existing agricultural utilization permit, State Permit Number AGU 0803-S-03. The current permit authorizes the application of stabilized biosolids generated at Mountaire's Millsboro Poultry Processing Wastewater Treatment Facility onto approximately 120 acres of forested land known as the Frame Farm within an approximately 272 acre parcel, located northeast of Millsboro, Delaware. The biosolids are required to undergo periodic analysis for a list of specific parameters including nutrient content and metals. The biosolids will be delivered to the site in accordance with Delaware Waste Transporters Permit No. OH-091 where it will be land applied at agronomic rates.

Agricultural Utilization Permit - Request for Permit Renewal - Mountaire Farms of Delaware, Inc.:

Mountaire Farms of Delaware, Inc. has requested renewal of their existing agricultural utilization permit, State Permit Number AGU 0802-S-03. The existing permit authorizes the application of stabilized biosolids generated at Mountaire's Millsboro Poultry Processing Wastewater Treatment Facility and Dissolved Air Flotation (DAF) solids generated at Mountaire's Selbyville Poultry Processing Wastewater Treatment Facility, onto four farms known as the Al Rust Farm, Thorogood Farm, Frame Farm, and the Cordrey Farm. The four farms comprise approximately 300 acres of land suitable for land application and are located northeast of Millsboro, Delaware. The biosolids are required to undergo periodic analysis for a list of specific parameters including nutrient content and metals. The biosolids and/or DAF will be delivered to the sites in accordance with Delaware Waste Transporters Permit No. OH-091 where it will be land applied at agronomic rates.

Agricultural Utilization Permit - Request for Permit Renewal - Kent County (Delaware) Levy Court:

Kent County Levy Court has requested renewal of their existing agricultural utilization permit, State Permit Number AGU 0901-K-03. The current permit authorizes the application of treated biosolids generated at the Kent County Regional Wastewater Treatment Facility onto four farms known as the Kent County Sludge Farm, the Nyle Calloway Farm, the Blessing Farm, and the Goldinger Farm, comprising a total of approximately 365 acres of farmland in Kent County, Delaware that is suitable for land application. The biosolids are required to undergo periodic analysis for a list of specific parameters including nutrient content and metals. The biosolids will be delivered to the land application sites in accordance with Delaware Waste Transporters Permit No. OH-11 where it will be land applied at agronomic rates.

The above referenced permits will be renewed under Part III, B. of the Department's Guidance and Regulations Governing the Land Treatment of Wastes which allows for such activity pending public notice.

Distribution and Marketing Permit - Request for Renewal - Kent County (Delaware) Levy Court:

The existing permit authorizes the application of lime stabilized, heat pasteurized biosolids and heat dried biosolids generated at the Kent County Regional Wastewater Treatment Facility onto farmland, either owned by the county or onto private land, as a fertilizer and liming agent. To assure compliance with State and Federal regulatory requirements, including requirements for "Class A" "Exceptional Quality" biosolids product, finished biosolids product is sampled for specific bacterial, chemical and nutrient parameters. Land application of biosolids, in accordance with State Permit Number DM 0902-K-03, may be made onto lands to meet Calcium Carbonate Equivalency (CCE) and pH requirements as indicated by an approved soil test.

The County requests that the existing permit, for the production of their biosolids product known as "Kentorganite", be renewed.

"Class A" "Exceptional Quality" biosolids product produced will be sold as "Kentorganite" for use as a fertilizer and liming material in agricultural settings on crops that will not be utilized for human consumption and for use on athletic fields, golf courses, roadside grass strips and other similar grassy areas.

The above referenced permit will be renewed under Part III, B. of the Department's Guidance and Regulations Governing the Land Treatment of Wastes which allows for such activity pending public notice.

DIVISION OF WATER-WATER SUPPLY SECTION - WELL PERMITS – The Division of Water hereby gives notice that the following applications have been received. For additional information or to inspect the applications, please contact Patty Murray, Water Supply Section, 89 Kings Highway, Dover, DE 19901 (302) 739-9945. **This notification expires May 12.**

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2306&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

Water Allocation Permits

Richard Carmine has requested a modification to his water allocation for his farming operations. The 16 new wells are located in the Laurel area. The daily increase is for 10,800,000 gallons per day.

Arthur Wicks has requested a modification to his water allocation for his farming operations. The 2 new wells are located on Rt 9 N of Leipsic. The daily increase is for 4,032,000 gallons per day.

Formal Variance

Pauline Starkey representing 3 H Company, has applied for a Formal Variance under Section 11.00 of The Regulations Governing the Construction and use of Wells to construct a public well to serve Lake Forest Mobile Home Park. The property is located East of RT 13 and South of Killens Pond Road, 13047 South DuPont Highway, Felton DE 19943. Tax map parcel SM-00-149.00-01-0100-00.

DIVISION OF WATER - WETLANDS AND SUBAQUEOUS LANDS SECTION – The Division of Water hereby gives notice that the applications below are available for inspection or copies may be obtained by contacting: Gayle Calder, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover – 19901, or by calling (302) 739-9943. **This notification expires May 13.** For more information on the applications listed below, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=2302&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

Subaqueous Lands Permit Applications

Twiford L Wright (Tax Parcel #3-31-6-24) – To construct a 4 by 4 foot pier and a 5 by 16 foot dock in Williams Pond at 9227 Middleford Rd., Seaford, Sussex, DE

J & D South Shore, LLC (Tax Parcel #1-34-2-3) - To mechanically maintenance dredge 1600 cu. yds. of sediment to a depth of -5.3 below MLW from the Indian River Inlet at the entrance channel of the South Shore Marina and truck sediment to an upland disposal site, South Shore Marina, Bethany Beach, Sussex, DE

CDB Property, LLC – (Tax Parcel No. 08-12.00-76) – To install 3 utility lines and to upgrade an existing road crossing by placing a 63 foot long by 36 inch diameter pipe and two 54 foot long by 24 inch diameter pipes, and stone riprap in an unnamed tributary to Mill Creek at 520 Valley Road, Hockessin, New Castle County, DE

Subaqueous Lands Permit and Water Quality Application

United States Coast Guard (3-35-4.00-10.00) To hydraulically dredge the Coast Guard Basin to 10 feet below mean low water removing 4,500 cubic yards of material, to hydraulically pump the material through a pipeline to an upland disposal site approximately 2,100 feet southeast (3-35-4.00-13.04) adjacent to the University of Delaware College of Earth, Ocean, and Environment, and to replace an existing floating dock with a 10 by 56 foot floating dock in the Broadkill River and Canary Creek at 802 Pilottown Road, Lewes, Sussex County, DE

Subaqueous Lands Permit and Wetland Application

Delaware Department of Transportation (DelDOT Right of Way) – To impact 229 sq. ft. of State-regulated tidal wetlands and 2617 sq. ft. of subaqueous lands for the replacement of 3 corrugated metal pipe arches and the installation of 237 cu. yds. of riprap inlet and outlet protection aprons in Double Run at Bridge 2-371A near the intersection of Buffalo Rd. and Barratt's Chapel Rd., Kent, DE

Subaqueous Lands Lease Application

Phillip Thompson (5-33-13.00-5.00) To install a 4 by 30 foot pier, a 6 by 30 foot dock, a 4.5 by 12 foot kayak launch, a boat lift, a PWC lift, and to relocate a second boat lift connecting to a grandfathered dock and pier in the Little Assawoman Bay at 38555 Peppers Landing Lane, Selbyville, Sussex County, DE

EMPLOYEE UPDATES

Effective May 1 – Doris Hamilton retired, Groundwater Discharges Section

Effective May 10 – Bruce Slody resigned his position in the Groundwater Discharges Section

CONTACT INFORMATION

24-Hour Report and Spill Notification Line - 1-800-662-8802

Aboveground Storage Tanks - 302-395-2500

Air Quality - New Castle Office - 302-323-4542

Air Quality – Kent & Sussex – 302-739-9402

Asbestos New Castle - 302-323-4542

Asbestos Kent & Sussex - 302-739-9402

Bio solids Permits - 302-739-9946

Boiler Safety - 302-744-2735

Brownfields - 302-395-2600

Delaware Estuary Program - 302-739-9283 (Delaware Coastal Management Program)

Division of Air Quality Director's Office - 302-739-9402

Division of Waste and Hazardous Substances Director's Office - 302-739-9400

Division of Water Information - 302-739-9950

Dock/Dredging/Bulkheads/Rip-Rap/Wetlands & Subaqueous Lands - 302-739-9943

Emergency Prevention and Response - 302-739-9404

Environmental Crimes Unit - 302-739-9401 or 1-800-662-8802

Environmental Laboratory - 302-739-9942

Hazardous Waste - 302-739-9403

Industrial Storm water Permits - 302-739-9946

Loans & Grants for Wastewater and Septic's (Financial Assistance Branch) - 302-739-9941

Medical Waste - 302-739-9403

Non-Hazardous Liquid Waste Transporters - 302-739-9948
On-site Wastewater Licensing Program - 302-739-9948
Open Burning - 302-739-9402
Outreach Ombudsman - 302-395-2600
Recycling - 302-739-9403
Septic System Permits - Large Systems (Community & I/A) Statewide - 302-739-9948
Septic System Permits - Small Systems for Kent & New Castle Counties - 302-739-9947
Septic System Permits - Small Systems for Sussex County & Holding Tank Compliance Program
302-856-4561
Site Investigation & Restoration Section (Superfund/Brownfields) - 302-395-2600
Solid Waste - 302-739-9403
Source Water Protection - 302-739-9945
Surface Water Discharge Permits (NPDES) - 302-739-9946
Underground Injection Control & Spray Irrigation - 302-739-9948
Underground Storage Tanks - 302-395-2500
Wastewater Collection, Conveyance and/or Treatment Facility Construction Permits - 302-739-9946
Wastewater Treatment Facility Operators - 302-739-9946
Water Allocation Permits - 302-739-9945
Water Testing - Drinking Water (Division of Public Health) - 302-741-8630
Water Supply - 302-739-9945
Well Driller's License - 302-739-9944
Well Permits & Licensing - 302-739-9944
Wells - 302-739-9944
Wetlands and Subaqueous Lands Section - 302-739-9943